

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, ) CASE NO.: 05-426M  
Plaintiff, )  
v. ) DETENTION ORDER  
JASON SMITH, )  
Defendant. )

Offense charged:

Conspiracy; Dealing in Firearms without a License; Person under Indictment in Possession  
of a Firearm; Possession of a Machine Gun

Date of Detention Hearing: September 2, 2005

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
that no condition or combination of conditions which defendant can meet will reasonably assure  
the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) The defendant is charged by Complaint with conspiring to export firearms to  
Canada without an export license by giving money to another person to purchase firearms in the  
United States on his behalf, causing them to be transported to Canada, and related firearms

01 charges. The defendant is charged in this District in another matter, CR-05-210 RSM for  
02 Conspiracy to Distribute Marijuana, to which he pled guilty on July 29, 2005. Sentencing is set  
03 for October 14, 2005 before the Honorable Ricardo S. Martinez. The defendant was on pretrial  
04 supervision for that matter at the time he was arrested on the instant charges. He has stipulated  
05 to revocation of his appearance bond in that case.

06 (2) In the Pretrial Services Report of May 9, 2005, criminal records are cited that  
07 reflect prior offenses including failures to report, violation of a protection order, and a concealed  
08 weapons charge.

09 (3) The defendant does not contest detention.

10 (4) There does not appear to be any condition or combination of conditions that will  
11 reasonably assure the defendant's appearance at future Court hearings while addressing the danger  
12 to other persons or the community.

13 It is therefore ORDERED:

14 (1) Defendant shall be detained pending trial and committed to the custody of the  
15 Attorney General for confinement in a correction facility separate, to the extent  
16 practicable, from persons awaiting or serving sentences or being held in custody  
17 pending appeal;

18 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
19 counsel;

20 (3) On order of a court of the United States or on request of an attorney for the  
21 Government, the person in charge of the corrections facility in which defendant is  
22 confined shall deliver the defendant to a United States Marshal for the purpose of  
23 an appearance in connection with a court proceeding; and

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01 (4) The clerk shall direct copies of this Order to counsel for the United States, to  
02 counsel for the defendant, to the United States Marshal, and to the United States  
03 Pretrial Services Officer.

04 DATED this 2nd day of September, 2005.

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07 Mary Alice Theiler  
08 United States Magistrate Judge  
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